

## UNITED STATES DISTRICT COURT

for the

District of Montana

**FILED****OCT 17 2018**

United States of America

v.

JESUS E. ELIZONDO

Clerk, U.S. District Court  
District Of Montana  
Helena

Case No: CR 13-24-BU-SEH-02

USM No: 13110-046

Date of Original Judgment: 05/09/2014

Date of Previous Amended Judgment: \_\_\_\_\_

(Use Date of Last Amended Judgment if Any)

Andrew J. Nelson (Appointed)

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

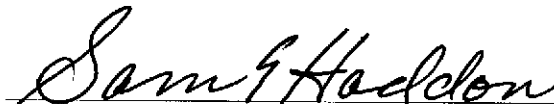
**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 120 months is reduced to 95 months.

(Complete Parts I and II of Page 2 when motion is granted)

Upon remand from the Ninth Circuit Court of Appeals, the Court has reviewed Defendant's Motion to Reduce Sentence Pursuant to 18 U.S.C. § 3582 and Retroactive Amendment USSG 782 (Doc. 327), and determined the Defendant is eligible for a reduction.

Except as otherwise provided, all provisions of the judgment dated 05/09/2014 shall remain in effect.

**IT IS SO ORDERED.**Order Date: 10/17/2018
  
 Judge's signature

Effective Date: \_\_\_\_\_  
 (if different from order date)

Sam E. Haddon, United States District Judge

Printed name and title